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7 **UNITED STATES DISTRICT COURT**  
8 **DISTRICT OF NEVADA**  
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10 UNITED STATES OF AMERICA,  
11 Plaintiff,  
12 v.  
13 MATTHEW RIDGE,  
14 Defendant.

Case No. 2:09-cr-00455-LDG

**ORDER**

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16       Defendant Matthew Ridge filed a Notice of Filing of Second or Successive Petition in  
17 the Ninth Circuit and Filing of Protective Abridged Motion to Vacate Under 28 U.S.C. §2255  
18 (ECF No. 89). In that document, the defendant asked that the Court hold the Abridged  
19 Motion in Abeyance pending the Ninth Circuit's decision whether to grant the application to  
20 file a successive petition, and that this Court issue an Order that the Abridged Motion to  
21 Vacate is deemed filed *nunc pro tunc* to June 24, 2016.

22       The Ninth Circuit granted defendant's petition, authorized this Court to proceed with  
23 the Abridged Motion, and deemed that the Abridged Motion was filed in this Court on June  
24 24, 2016. Accordingly,

25       THE COURT ORDERS that Defendant's request to hold his Abridged Motion in  
26 Abeyance (ECF No. 89) is GRANTED;

1 THE COURT FURTHER ORDERS, consistent with the Ninth Circuit Court of  
2 Appeal's decision, that the Abridged Motion to Vacate Under 28 U.S.C. §2255 is deemed  
3 to be filed *nunc pro tunc* to June 24, 2016.

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6 DATED this 8 day of May, 2018.

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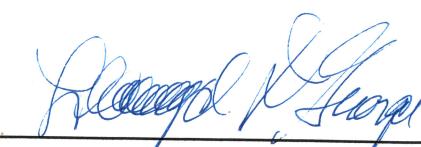
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Lloyd D. George  
United States District Judge